Houston.

YEAS-22.

| Buchanan, Chesley, Collins, Cooper, Davis, Evans, Farrar, | Fowler, Getzendaner, Gibbs, Gooch, Harris, Johnson of Collin, Johnston of Shelby, | Martin, Matlock, Peacock, Randolph Shannon, Stratton, Traylor. |
|---|---|--|
| Fleming, | confision of photoy, | IIayioi. |

NAYS—1.

Senator Peacock entered a motion to reconsider the vote just cast on the passage of Senate bill No. 157.

On motion of Senator Cooper, Senate bill No. 230, "An act for the protection of mill and material men," was taken up out of its regular order and read second time, with committee substitute, and substitute adopted.

Senator Cooper offered the following amendment:

"The near approach of the close of the session creates an emergency and an imperative public necessity that the rule requiring this bill to be read on three several days be suspended, and it is so suspended, and that this act take effect and be in force from and after its passage, and it is so enacted."

Adopted, and bill ordered engrossed.

On motion of Senator Cooper, rules were suspended and bill placed on its third reading by the following vote:

YEAS-25.

| Buchanan, | Gibbs, | Patton, |
|-------------|---|-----------|
| Chesley, | Gooch, | Peacock, |
| Cooper, | Harris, | Pfeuffer. |
| Davis, | Houston, | Pope, |
| Evans, | Johnson of Collin. | Randolph, |
| Farrar, | Kleberg, | Shannon, |
| Fleming, | Martin. | Stratton. |
| Fowler. | Matlock. | Traylor. |
| Getzendaner | Date of the state | IIuyioi. |

NAYS-none.

Bill read third time and passed by the following vote:

YEAS-27.

| Buchanan, | Gibbs, | Patton, |
|--------------|---------------------|-----------|
| Chesley, | Gooch, | Peacock, |
| Collins, | Harris, | Perry. |
| Cooper, | Houston, | Pfeuffer, |
| Davis, | Johnson of Collin, | Pope, |
| Evans. | Johnston of Shelby, | Randolph, |
| Farrar, | Kleherg, | Shannon, |
| Fowler. | Martin, | Stratton, |
| Getzendaner, | Matlock, | Traylor. |
| | NAYS-none, | - |

On motion of Senator Shannon, Senate bill No. 295, "An act to amend article 4687 of the Revised Civil Statutes of the State of Texas," was taken up out of its regular order and read second time, with report of committee, and committee substitute adopted.

Senator Shannon offered the following amendment:

SEC. 2. The fact that the near approach of the close of the session renders it probable that this measure may fail if it is delayed to come up in regular order, creates an imperative public necessity and emergency that the rule requiring bills to be read on three several days be suspended, and it is suspended.

Adopted, and bill ordered engrossed.

On motion of Senator Shannon, the rules were suspended and bill placed on its third reading by the following vote:

YEAS-24.

| Chesley, | Gibbs, | Matlock. |
|--------------|---------------------|-----------|
| Collins, | Gooch, | Patton, |
| Davis, | Harris, | Peacock, |
| Evans, | Houston, | Perry, |
| Farrar, | Johnson of Collin | Pope, |
| Fleming, | Johnston of Shelby, | Randolph, |
| Fowler, | Kleberg, | Shannon, |
| Getzendaner, | Martin, | Traylor. |
| | | |

NAYS-none.

Bill read third time and passed by the following vote:

YEAS-24.

| Buchanan, | Gibbs, | Matlock, |
|--------------|---------------------|-----------|
| Chesley, | Gooch, | Patton, |
| Davis, | Harris, | Perry, |
| Evans, | Houston, | Pfeuffer, |
| Farrar, | Johnson of Collin, | Pope, |
| Fleming, | Johnston of Shelby, | Randolph, |
| Fowler, | Kleberg, | Shannon, |
| Getzendaner, | Martin, | Traylor. |

NAYS-none.

Senator Matlock moved to suspend regular order of business to take up Senate bill No. 219.

Motion lost.

Senate bill No. 1, "An act to further regulate the creation and proceedings of private corporations, by amending articles 566 and 570, of title 20, of the Revised Statutes, and by adding to said title another article, to be styled article 474a," was taken up in regular order, read third time, and passed by the following vote:

| | YEAS17. | |
|-----------|---------------------|-----------|
| Buchanan, | Gibbs, | Perry, |
| Chesley, | Harris. | Randolph |
| Evans, | Johnson of Collin, | Shannon, |
| Farrar. | Johnston of Shelby, | Stratton, |
| Fleming, | Martin. | Traylor. |
| Fowler, | Peacock, | - |
| • | NAYS6. | |

Collins, Getzendaner, Gooch,

Houston, Matlock.

On motion of Senator Patton, Senate bill No. 31, "An act creating, establishing and directing the laying out certain roads as first class roads, and fixing a penalty for obstructing the same," was taken up out of its regular order and read third time.

Senator Collins offered the following amendment:

Amend by adding section —. "The counties composing the twenty-seventh and twenty-eighth Senatorial districts are hereby exempted from the operation of this law."

Senator Stratton offered to amend the amendment as follows:

Insert in the amendment the counties of the tenth senatorial district.

(Senator Gooch in the chair.)

Senator Houston moved to reconsider the vote by which the bill pending was ordered engrossed.

Pending discussion, on motion of Senator Fleming, Senate adjourned till to-morrow morning at 10 o'clock.

FORTY-THIRD DAY.

SENATE CHAMBER, AUSTIN, TEXAS, March 1, 1883.

Senate met pursuant to adjournment.

Hon. A. W. Houston, President pro tem., in the chair. Roll called. Quorum present.

Prayer by the Chaplain.

On motion of Senator Kleberg, the reading of the journal of yesterday was dispensed with, and the same adopted.
Senator Fowler, for Judiciary Committee No. 2, submit-

ted the following report:

COMMITTEE ROOM, AUSTIN, February 28, 1883.

Hon. Marion Martin, President of the Senate:

Your Judiciary Committee No. 2, to whom was referred Senate bill No. 301, entitled "A bill to be entitled an act requiring accounts against the State to be itemized and sworn to before payment," have had the same under consideration, and instruct me to report the same back to the Senate with the recommendation that it do not pass.

The object of this bill is to require accounts against the State, for any service rendered, or material furnished in pursuance of any law, to be itemized, sworn to and filed with the Comptroller before any warrant shall issue on the Treasurer therefor, and that these facts be stated in such warrant.

The committee are of opinion that the laws now in force are sufficient to answer the purpose of this bill, so far as it relates to the manner of authenticating accounts before the issuance of warrants, and that to require the Comptroller to recite in the warrants that the accounts were itemized, sworn to, and filed, would impose upon him trouble and inconvenience, without any benefit to be derived

All of which is respectfully submitted.

FOWLER, for Committee.

Bill read first time.

Senator Pfeuffer, chairman of Committee on Finance, submitted the following reports:

> COMMITTEE ROOM Austin, February 27, 1883.

Hon. Marion Martin, President of the Schate:

Your Committee on Finance, to whom was referred Senate bill No. 289, entitled "An act to amend an act entitled an act to further provide for the supervision and management of the construction of the new State capitol building, and to make an appropria-tion therefor.' approved May 5, 1882," have had the same under consideration, and instruct me to report back said bill with the recommendation that the same do pass.

PFEUFFER, Chairman.

Bill read first time.

COMMITTEE ROOM, Austin, February 27, 1883.

Hon. Marion Martin, President of the Senate:

Your Committee on Finance, to whom was referred Senate bill No. 292, entitled "An act directing the officers of the State how to compute the annual available fund arising from bonds purchased for the school fund, and other trust funds at a premium, and providing against a diminution of principal of the permanent funds heretofore or hereafter invested," have had the same under consideration, and instruct me to report back said bill with the recommendation that the same do pass.

All of which is respectfully submitted.

PFEUFFER, Chairman.

Bill read first time.

COMMITTEE ROOM. Austin, February 27, 1883.

Hon. Marion Martin, President of the Senate:

Your Committee on Finance, to whom was referred Senate bil No. 299, entitled "An act to authorize the Comptroller of Public Accounts to receive taxes due on real estate from the year 1871 to 1876, inclusive," have had the same under consideration, and instruct me to report back said bill with the recommendation that the same do pass.
All of which is respectfully submitted.

PFEUFFER, Chairman.

Bill read first time.

Senator Patton, chairman of Committee on State Affairs, submitted the following report:

COMMITTEE ROOM. Austin, March 1, 1883.

Ron. Marion Martin, President of the Senate:

Your Committee on State Affairs, to whom was referred Senate bill No. 315, entitled "An act for depositing the cash in the State Treasury in excess of the amount of the bond of the State Treasurer," have carefully examined the same, and instruct me to report the same back with the recommendation that it do not pass.

In the judgment of your committee the action contemplated by the kill greatly exempted to property the first treasurer.

the bill would operate to remove the funds of the State from the custody of the officer charged by the Constitution with their keeping, and to place them in the hands of other custodians not contemplated by the Constitution, and in no wise responsible to the people, whose property the funds of the State are.

All of which is respectfully submitted.

Patton. Chairman.

Bill read first time.

Senator Terrell, chairman of Judiciary Committee No. 1, submitted the following reports:

COMMITTEE ROOM Austin, February 28, 1883.

Hon. Marion Martin, President of the Senate:

Your Judiciary Committee No. 1, to whom was referred Senate |

bill No. 319, entitled "An act to repeal section 4, chapter 12, of an act entitled 'an act defining who are officers of this State, and to prescribe their rights, powers, duties and privileges,' passed by the Seventeenth Legislature, and approved February 15, 1881," have carefully examined the same, and instruct me to report the same back with the recommendation that it do lie on the table, for the reason that another bill covering the same ground has been acted on adversely by the Senate.

All of which is respectfully submitted.

TERRELL, Chairman.

Bill read first time.

COMMITTEE ROOM, Austin, February 28, 1883.

Hon. Marion Martin, President of the Senate:

Your Judiciary Committee No. 1, to whom was referred Senate bill No. 312, entitled "An act to amend sections 3 and 6 of 'an act in relation to assignments for the benefit of creditors, and to regulate the same and the proceedings therein, approved March 24, 1879," have carefully examined the same, and instruct me to report the same back with the recommendation that it do pass, with the following amendment:

Strike out section 3 of the bill.

All of which is respectfully submitted.

TERRELL, Chairman.

Bill read first time.

Senator Shannon, chairman of Committee on Internal Improvements, submitted the following reports:

> COMMITTEE ROOM, Austin, February 28, 1883.

Hon, Marion Martin, President of the Senate:

Your Committee on Internal Improvements, to whom was referred Senate bill No. 296, entitled "An act amendatory of an act entitled 'an act to repeal all laws granting land or land certificates to railroads,' approved April 22, 1882," have carefully examined the same, and instruct me to report the same back with the recommen-

dation that it do not pass.

The operation of this bill will be to authorize the issuance of certificates against an already exhausted public domain; and while to some railroad companies a hardship may have accrued by the followed to obtain the amount of land they expected to receive, yet to issue them certificates for land, when there is no land, would give them no practical relief, and to afford to unprincipled parties an opportunity to impose upon the public by means of such certificates.

All of which is respectfully submitted.

Shannon, Chairman.

Bill read first time.

Senator Martin gave notice of the submission of a minority report report on the above bill.

> Committee Room. Austin, February 28, 1883.

Hon. Marion Martin, President of the Senate:

Your Committee on Internal Improvements, to whom was referred House bill No. 156, entitled "An act to create a board for the assess-House bill No. 156, entitled "An act to create a board for the assessment and equalization of railroad rolling stock, and other movable property of railroad companies in this State," have carefully considered the same, and are of opinion that it should not pass, for the reason that, in the opinion of the committee, the provision in the bill proposing to create a State board of equilization is in contravention of section 18 of the Constitution, which provides that the county commissioners' courts of the several counties shall be the board of equalization of the value of all property subject to be rendered for taxation: and for the further reason that the Senate has dered for taxation; and for the further reason that the Senate has passed substitute Senate bill No. 295, upon the same subject, which, in their judgment will better secure a fair and equitable valuation of the rolling stock of railroads than would be secured by the passage of this bill, even though there were no constitutional objections to it, and they instruct me to so report.

SHANNON, Chairman.

Bill read first time.

COMMITTEE ROOM Austin, March 1, 1883.

Hon. A. W. Houston, President pro tem, of the Senate:

Your Committee on Internal Improvements, who have had under Your Committee on Internal Improvements, who have had under consideration Senate bill No. 170, entitled "An act making it the the duty of railroad companies to burn the grass off of their rights of way, and fixing a penalty for their failure to do so," and instruct me to report it back and recommend that it do not pass. The law as it is now allows damages to any person injured by fires caused by sparks from a railroad engine. This seems to afford ample relief. The grass cannot be safely burned on the rights of way, without plowing or otherwise removing it, for a considerable width between right of way and adjoining land; this is impracticable in timbered and rocky sections. All things considered, the committee do not think it wise to pass the bill at this time.

SHANNON, Chairman.

Bill read first time.

Senator-Gooch, chairman of Judiciary Committee No. 2, submitted the following reports:

> COMMITTEE ROOM Austin, March 1, 1883.

Hon. Marion Martin, President of the Senate:

Your Judiciary Committee No. 2, to whom was referred Senate bill No. 277, entitled "An act to amend article 341 of the Penal Code of the State of Texas," have carefully examined the same, and a majority instruct me to report the same back with the recommendation that it do not pass.

All of which is respectfully submitted.

GOOCH, Chairman.

Bil read first time.

COMMITTEE ROOM Austin, February 28, 1883.

Hon. Marion Martin, President of the Senate:

Your Judiciary Committee No. 2, to whom was referred Senate bill No. 290, entitled "An act to amend article 697 of the Penal Code of the State of Texas," have carefully examined the same, and instruct me to report the same back with the recommendation that it

All of which is respectfully submitted.

GOOCH, Chairman.

Bill read first time.

COMMITTEE ROOM. Austin, February 26, 1883.

Hon. Marion Martin, President of the Senate:

Your Judiciary Committee No. 2, to whom was referred Senate bill No. 303, entitled "An act to amend chapter 6, title 8, of the Penal Code, by adding another article, so as to make it an offense for county clerks to fail to keep accounts with other officers, as he is required to do by the Civil Statutes," have carefully examined the same, and instruct me to report the same back with the recommendation that it do pass.

All of which is respectfully submitted.

GOOCH, Chairman.

· Bill read first time.

COMMITTEE ROOM. Austin, February 28, 1883.

Hon. Marion Martin, President of the Senate:

Your Judiciary Committee No. 2, to whom was referred House bill No. 48, entitled "An act to prevent the careless handling of fire-arms, and to fix a penalty therefor," have carefully examined the same, and a majority instruct me to report the same back with the recommendation that it do not pass. We are of the opinion that the law relating to assault and battery, and to negligent homicide, provides against the careless use of firearms as far as the law can

be enforced.
All of which is respectfully submitted.

Gooch, Chairman.

Bill read first time.

COMMITTEE ROOM Austin, February 28, 1883.

Hon. Marion Martin, President of the Senate:

Your Judiciary Committee No. 2, to whom was referred Senate bill No. 304, entitled "An act authorizing incorporated cities and towns without regard to the number of the inhabitants thereof, to actheir inhabitants for charitable or other proper uses, and to manage the same for the benefit of the class for whose use it may be intended," have carefully examined the same, and instruct me to report the same back with the recommendation that it do pass.

All of which is respectfully submitted.

All of which is respectfully submitted.

GOOCH, Chairman,

Bill read first time.

COMMITTEE ROOM Austin, February 28, 1883.

Hon. Marion Martin, President of the Senate:

Your Judiciary Committe No. 2, to whom was referred Senate bill No. 278, entitled "An act to amend an act entitled 'an act to amend section 46, of an act to encourage stockraising, and for the protection of stockraisers," approved August 23, 1876, approved

April 22, 1879, and to provide for the appointment of an inspector of hides and animals in the county of Harris," have carefully examined the same, and instruct me to report the same back with the recommendation that it do pass.

All of which is respectfully submitted.

GOOCH, Chairman

Bill read first time.

COMMITTEE ROOM. Austin, February 28, 1883.

Hon. Marion Martin, President of the Senate:

Your Judiciary Committee No. 2, to whom was referred Senate bill No. 313, entitled "An act to authorize S. W. Sims to sue the State of Texas," have carefully examined the same, and instruct me to report the same back with the recommendation that it be referred to Committee on Claims and Accounts.

All of which is respectfully submitted.

Gooch, Chairman.

Bill read first time.

COMMITTEE ROOM Austin, February 28, 1883.

Hon. Marion Martin, President of the Senate:

Your Judiciary Committee No. 2, to whom was referred Senate bill No. 314, entitled "An act to amend article 1639, of the Revised Statutes of the State of Texas, relating to appeals from justices' courts," have carefully examined the same, and instruct me to report

the same back with the recommendation that it do pass.

The object of this bill is to enable appeals from justices' courts to be perfected by giving bond, and providing that notice of appeal may be given to the opposite party in writing instead of in open

All of which is respectfully submitted.

GOOCH, Chairman.

Bill read first time.

Senator Martin, chairman of Committee on Engrossed Bills, submitted the following report:

> Сомміттье Коом, Austin, March 1, 1883.

Hon. Marion Martin, President of the Senate:

Your Committee on Engrossed Bills have carefully examined and compared Senate bill No. 206, being "An act to amend article 1056, chapter 2, title 15, of the Code of Criminal Procedure."

Also, Senate bill No. 291, being "An act for the relief of J. W.

Chowning, et al."

Also, substitute Senate bill No. 259, being "An act to amend article 4887 of the Revised Civil Statutes of the State of Texas."

Also, Senate bill No. 292, being "An act to reorganize certain judicial districts, and to change the times of holding court in other

Also, substitute Senate bill No. 35, being "An act to further regulate the collection of taxes on real estate, including lands heretofore bought by the State at delinquent tax sales,"

And find the same correctly engrossed.

MARTIN, Chairman.

Senator Patton, for chairman of Committee on Engrossed Bills, submitted the following report:

> COMMITTEE ROOM Austin, March 1, 1883.

Hon, Marion Martin, President of the Senate:

Your Committee on Engrossed Bills have carefully examined and compared Senate bill No. 178, being "An act to amend article 722 of the Penal Code of the State Texas," and find the same correctly engrossed.

PATTON, for Committee.

Senator Davis introduced a bill entitled "An act to authorize the councils of certain cities and towns to appoint a board of school trustees."

Referred to Committee on Education.

Senator Stratton introduced a bill entitled "An act to amend sections 3, 4, 5, 6, 11, 14, 15, 16, 18, 20, 21, 22, 23, 26, 28, 29, 30, 51, 52, 82, 90, 91, 117, 127, 128, 135, 140, 142, 147, 148, 151, 157, 158, 159, 161, 170 and 171, of 'an act to incorporate the city of Ga'veston, and to grant a new charter,' approved August 2, 1876, and amended by act of Legislature approved April 5, 1881."

Referred to Committee on State Affairs.

Senator Matlock introduced a bill to be entitled "An act

Gooch.

Johnson of Collin.

Johnston of Shelby,

to amend article 4462 of the Revised Civil Statutes of the State of Texas, and to fix the salaries of the chief clerk of the Comptroller's office, the chief clerk and receiving clerk of the General Land Office, the chief elerk of the State Department, and the chief clerk of the Treasurer's office, at \$2000 per annum.

Referred to Judiciary Committee No. 1.

Senator Gibbs introduced a bill to be entitled "An act amending articles 4671 and 4682, and repealing article 4684, Revised Civil Statutes."

Referred to Committee on Finance.

The unfinished business, being Senate bill No. 31, to be entitled "An act creating, establishing and directing the laving out of certain roads as first class roads, and fixing a penalty for obstructing the same," was taken up, Senator Patton having the floor, who moved that the pending bill be recommitted to a special committee of three Senators.

Senator Collins moved to amend the motion by inserting "five" instead of "three."

Accepted, and as amended adopted, and the President appointed on said committee Senators Patton, Davis, Kle-

berg, Collins and Gooch.

Senator Buchanan moved to postpone the pending business, and take up Senate bill No. 294, entitled "An act to amend article 420, chapter 4, title 17, of the Revised Statutes."

Adopted.

Bill taken up and read second time.

Senator Buchanan offered the following amendment to pending bill:

Amend by adding section —, as follows:

Whereas, The end of the present session of the Legislature is so near at hand as to endanger the passage of this bill, an imperative public necessity exists that the constitutional rule requiring bills to be read on three several days be suspended; and, whereas, a number of cities and towns in this State have assumed control of their public schools and are in need of public school buildings, an emergency exists requiring that this bill be in force from and after its passage; and it is, therefore, enacted that said constitutional rule be suspended and that this act take effect from and after its passage.

Adopted.

Senator Gooch offered to amend as follows:

Add to line 18, "nor exceed twenty-five cents on the one hundred dollars valuation."

Lost.

Senator Shannon moved to amend as follows:

In line fifteen strike out "ten" and insert "eight."

Senator Martin offered the following amendment:

Add: "Provided further, no bonds shall be issued for erection of school houses unless the residents of such city have voted a tax for school purposes.'

Withdrawn, and bill ordered engrossed.

Senator Buchanan moved to suspend the constitutional rule and put the bill on its third reading.

Adopted by the following vote:

| Buchanan, | Gibbs, | Peacock. |
|---------------------------------------|---------------------|-----------|
| Chesley | Gooch, | Perry, |
| Collins, | Harris, | Pfeuffer, |
| Davis, | Houston, | Randolph. |
| Evans, | Johnston of Shelby, | Shannon, |
| Farrar, Fleming, | Kleberg, | Stratton, |
| Fowler, | Martin, | Terrell, |
| Getzendaner, | Matlock, | Traylor. |
| · · · · · · · · · · · · · · · · · · · | Patton, | |

NAYS-1.

Johnson of Collin,

Bill read third time, and passed by the following vote:

| | YEAS23. | |
|-----------|---------------------|-----------|
| Buchanan, | Getzendaner, | Pfeuffer. |
| Chesley, | Gibbs, | Pope, |
| Collins, | Johnston of Shelby, | Randolph, |
| Davis, | Kleberg, | Shannon, |
| Evans, | Matlock, | Stratton, |
| Farrar, | Patton, | Terrell, |
| Fleming. | Peacock, | Traylor. |
| Fowler, | Perry, | • |
| | NAYS—3. | |

Houston.

A message was received from the House announcing the passage of House bill No. 54, "An act to provide annual pensions for the surviving soldiers or volunteers of the Texas revolution, and the surviving signers of the Declaration of Independence of Texas, and the surviving widows of such soldiers or volunteers and signers."

Senator Davis, by request, made a motion to take up Senate bill No. 100, "An act to amend articles 378 and 379, chapter 6, title 10, of the Penal Code, and add thereto

articles 379a, 379b and 379c.'

Motion adopted, and bill taken up and read third time. Senator Pfcuffer offered the following amendment:

"Nothing herein contained shall be so construed as to prevent grower and manufacturer of wine from selling his product in quantities of not less than one quart."

Adopted by the following vote:

| 1 | 3 | |
|------------------|---------------------|-----------|
| | YEAS-29. | |
| Buchanan, | Gibbs, | Peacock, |
| Chesley, | Gooch, | Perry, |
| Collins, | Harris, | Pfcuffer, |
| Cooper, | Houston, | Pope, |
| Davis, | Johnson of Collin, | Randolph, |
| Evans, | Johnston of Shelby, | Shannon, |
| Farrar, | Kleberg, | Stratton, |
| Fleming, | Martin, | Terrell, |
| Fowler, | Matlock, | Traylor. |
| Getzendaner, | Patton, | - |
| | NAYSnone. | |
| Bill bassed by t | he following vote: | |
| | YEAS-17. | |
| ъ. | | - |

Buchanan, Gooch. Perry. Harris, Pfeuffer, Davis, Evans. Kleberg, Shannon, Fleming. Martin, Terrell. Matlock, Traylor. Getzendaner, (fibbs, Patton,

NAV8-10. Fowler, Chesley,

Collins, Houston Peacock, Johnson of Collin, Cooper, Stratton. Fairar. On motion of Senator Gibbs, the special order for this

hour was postponed until the House bills on the President's table should be disposed of.

House bill No. 20, "An act to amend article 4411 of the Revised Civil Statutes of the State of Texas," was taken up in regular order, read third time and passed.

House concurrent resolution, "In reference to the committee visiting the grave of Ben Milam," with unfavorable committee report, was taken up, report adopted, and resolution ordered to lie on the table.

House bill No. 34, "An act to amend article 186 of the Penal Code," was taken up in regular order, read second time, and committee amendments adopted.

Senator Gibbs offered the following amendment:

"The sale of newspapers at any hour in the day shall be permissible.

Adopted by the following vote:

| | YEAS14. | |
|----------|----------|-----------|
| Chesley, | Gibbs. | Perry. |
| Collins, | Houston, | Pfeuffer. |
| Cooper, | Kleberg, | Randolph, |
| Fleming, | Patton. | Traylor. |
| Fowler. | Peacock. | <i>j</i> |

NAYS-9. Martin, Matlock, Buchanan, Gooch, Davis. Harris. Getzendaner, Johnson of Collin, Shannon.

House bill No. 35, "An act to amend article 426, of the Penal Code, as amended March 15, 1881," was taken up in regular order and read second time, with unfavorable report of committee.

Senator Matlock moved to adopt the report of committee. Senator Pfeuffer moved to substitute the motion by a motion to recommit.

Senator Matlock withdrew his motion, and the motion to recommit prevailed.

House bill No. 36 came up in regular order, "An act to amend chapter 16, of 'an act to adopt and establish the Revised Penal Code of the State of Texas,' by inserting therein article 789a," and was read second time.

Committee amendments adopted, and bill passed to third

House joint resolution No. 36, granting leave of absence from the State to Hon. John R. Kennard for sixty days, was taken up in regular order and read second time, and on motion of Senator Davis was ordered to lie on the table.

House bill No. 38, "An act to amend article 1272, chapter 9, title 29, of the Revised Civil Statutes of the State of Texas," was taken up in regular order and read second time, with adverse report of committee.

Report adopted, on motion of Senator Davis, and bill

lost.

Senator Terrell, by consent of the Senate, presented a memorial of citizens of Williamson county, asking the formation of a judicial district to be composed of the counties of Williamson and Travis.

Referred to Committee on Judicial Districts.

House bill No. 49, "An act to reorganize the twenty-fifth judicial district of the State of Texas, and to provide the times for holding the district courts therein," came up in regular order, was read second time, and passed to third reading.

On motion of Senator Collins, rules were suspended to put bill on its third reading by the following vote:

YEAS-27.

Buchanan, Gooch, Peacock, Perry, Pfeuffer, Harris. Chesley, Collins, Houston. Johnson of Collin, Cooper, Pope, Johnston of Shelby, Randolph, Davis, Kleberg, Evans, Shannon, Martin, Matlock. Farrar, Stratton, Fowler Terrell. Patton.
NAYS—none. Traylor. Getzendaner.

Bill read third time and passed by the following vote:

YEAS-26.

Peacock, Buchanan. Gooch. Chesley, Harris, Perry, Pfeuffer, Collins, Johnson of Collin. Pope Cooper, Randolph. Johnston of Shelby, Davis, Kleberg, Shannon, Evans, Farrar. Terrell, Martin. Matlock, Traylor. Fleming, Getzendaner, Patton,

NAYS-none.

House bill No. 251, "An act to amend article 117, section 4, chapter 1, title 8, of the Revised Statutes of Texas, providing for the maintenance of lunatics by the commissioners' court, when they can not be admitted into the asylum," was taken up in regular order and read second time.

Senator Martin offered the following amendment:

Insert the words "medical treatment" after the word "maintenance," wherever it occurs.

Adopted.

Senator Terrell offered the following amendment:

Add to section 1, as follows:

"In all cases where a lunatic is brought to a State lunatic asylum, if from any cause he cannot be received, he shall be conveyed back to the county from which he was brought, and the failure to comply with this requisition, shall subject the parties having him in custody to a fine of **\$100.**"

Adopted, and bill passed to third reading.

On motion of Senator Farrar, rules were suspended to place the bill on its third reading by the following vote:

YEAS--26.

Buchanan, Gooch, Peacock, Chesley, Harris, Perry, Pfeuffer, Collins, Houston, Johnson of Collin, Johnston of Shelby, Pope, Randolph, Davis. Evans, Farrar, Kleberg, Shannon, Fleming, Martin, Terrell, Fowler. Matlock, Traylor. Getzendaner, Patton.

NAYS-none.

Bill read third time and passed by the following vote:

Buchanan, Gooch, Peacock, Chesley, Harris, Perry, Pfcuffer, Collins, Houston. Johnson of Collin. Davis. Pope. Johnston of Shelby, Randolph, Evans, Kleberg, Farrar. Shannon, Fleming, Martin, Terrell, Fowler, Getzendaner, Matlock. Traylor. Patton.

NAYS-none.

Senator Patton, chairman of Committee on State Affairs, by leave, submitted the following report:

> COMMITTEE ROOM, Austin, March 1, 1883.

Hon. Marion Martin, President of the Senate:

Your Committee on State Affairs, to whom was referred petition of J. W. Dickey of Wilson county, for special relief as former assessor of said county, have carefully examined the same, and I am instructed to report the same back with the recommendation that it be not granted, for the reason that the constitutional requirement of notice by publication has not been complied with.

All of which is respectfully submitted.

Patton, Chairman.

Senate bill No. 286, "An act to provide a clerk for the Secretary of the Board of Education, to fix his salary, and to make an appropriation for the same," was taken up in regular order and read the second time, with adverse report of committee.

Senator Pfeuffer moved to lay bill and report on the table subject to call.

Adopted.

Senate bill No. 280, "An act to regulate the duties of telegraph companies, and to prescribe a penalty for violation of the same," being special order postponed until action was taken on the House bills on the President's table, was taken up.

On motion of Senator Pope, the Senate adjourned until 3 o'clock p. m. to-day.

AFTERNOON SESSION.

The Senate met pursuant to adjournment.

President pro tem. in the chair.

Roll called. Quorum present.

The President laid before the Senate the special order

being Senate bill No. 280, entitled "An act to regulate the duties of telegraph companies, and to prescribe a penalty for the violation of the same," which was then esnsidered. Senator Harris, chairman of the Committee on Judicial

Districts, submitted the following report:

COMMITTEE ROOM. Austin, March 1, 1883.

Hon, Marion Martin, President of the Senato;

Your Committee on Audicial Districts have, in accordance with Your Committee on Audicial Districts have, in accordance with House concurrent resolution No. 3, duly considered the question of equalizing the work of district judges, the necessity of granting relief in districts where the dockets are over crowded with causes, and, acting jointly with the House committee, instruct me to report the accompanying bill, entitled "An act to reorganize the State into judicial districts and to fix the terms of holding court therein, and to provide for the election of district indees and district attention. into judicial districts, and to my the terms of holding court therein, and to provide for the election of district judges and district attorneys in said districts at the next general election, to be held on the first Tuesday in April, 1884," and recommend that the same do pass.

All of which is respectfully submitted.

Hyppus, Chairman.

Bill read first time.

Senator Martin, chairman of Committee on Engrossed Bills, submitted the following report:

COMMITTEE ROOM Austin, March 1, 1883.

Hon, Marion Martin, President of the Senate:

Your Committee on Engrossed Bills have carefully examined and compared Senate bill No. 85, being "An act to amend the election

Also, substitute for Senate bill No. 250, being "An act to amend an act to protect, mechanics, laborers and operatives on railroads, and find the same correctly engrossed.

Martin, Chairman.

The following message was received from his Excellency, the Governor:

EXECUTIVE OFFICE, AUSTIN, March 1, 1883.

To the Senate:

GENTLEMEN:- I respectfully request your consent to the following appointments, to-wit: The various persons named in the several counties named in the papers hereto attached, to be notaries public.

Also, to the appointment of James B. Clark, M. W. Garnett and E. A. Hadra, to be Regents of the University,

JOHN IRELAND, Governor.

Angelina county—J. G. McNight.
Anderson county—A. W. Gregg, M. Glenn, A. B. Langerman, H. A. Madole, J. H. Mead, Jno, J. Word, J. Conaway, R. J. Royall, Palestine; W. L. Derden, Bethel; R. M. Jackson, Kickapoo; Jno, O. Oldham, Beaver; B. L. Bradford, Bradford; Jno, Young, jr., Tucker Ben Barker, Elkhart; W. H. Campbell, Ioni; J. O. A. Capps. Neches; W. A. Miller, Kickapoo; J. M. Emerson, Fosterville, Austin county—Charles Korff, Max Meissner, J. H. Shelburne, J. N. Daniel, F. E. Thompson, S. D. Groover, W. J. Glenn, G. F. Ross, F. Peters and S. B. Pier.

Ross, F. Peters and S. B. Pier.

Aransas county—C. F. Bailey and J. J. Comthers.
Bell county—W. T. Shannon.
Blanco county—W. W. Martin and Wm. Wedekind.

Bexar county--

Bosque county-W. D. Thompson, Jno. M. Robertson, H. R. Barry, J. L. Sayers, Peter Pierson, J. A. Gillette and J. L. Scott, Brazos county-J. G. Anderson, John W. Doremus, W. V. Wuldrop, Luther W. Clarke, W. E. Saunder, J. A. Brackholt, J. P. Ayres, H. E. Peverly, W. G. Taliaferro, A. J. Platner and Saml, R. A. Henderson A. Hendersen.

A. Hendersen,
Brazoria county—J. S. Rogers, W. F. Swain, J. M. Ezell, L. T.
Bennett, Jno. A. Ballowe and W. F. Smith.
Bastrop County—L. Heilgbrodt, F. A. Orgain, J. M. Finney, Bastrop: A. B. Ward, Jeddo: G. W. Powell, Red Rock; O. M. Goldthorn.
McDade: H. J. Wamel, Cedar Creek: R. P. Jones, S. B. Whipple, Elgin; S. W. Biggs, J. W. Kennedy and W. A. Highsmith.
Burnet county—T. E. Hammond, W. H. Hotchkiss and R. W. Caher.

Caher.

Burleson county—T. R. Battie, A. W. McIvor, J. M. Jackson, T. C. Thompson, N. W. Thornton, C. C. Hayvey, and C. S. Willirms.

Brown county—John Y. Rankin, B. Gandy, John W. Goodwin, W. H. Scott, Thos. Maples, E. B. Durham, W. H. Mayers, W. A. Wallace and W. C. Morgan.

Calhoun county—F. A. Vaughn, C. W. Short, Jas. McCoppin and Joseph M. Bickford

Caldwell county—F. C. Cross, John F. Terry, Henry Rice, R. R. Saffarrans, Simeon Sanders, C. B. Collins, James F. Cahill, R. K. Taylor, I. C. Lamb, John W. Campbell and Henry Chapman.

Cherokee county—W. C. Bolten, A. Chessher, Geo. W. Middleton, W. C. Frederick, T. J. Roach, W. A. Caveness, Jacksonville; A. Harrison, Alto; F. W. Bonner, E. L. Gregg, Rusk; James P. Gibson, U. P. Barney, Gent; Duncan McCall, Forest; Wm. B. Langley, R. A. Ewing, Lorissa; G. B. Campbell.

Comanche county—John Roach, Robert F. Child, E. L. Shropshire, M. V. Robertson, C. E. Williamson, E. J. Carrington, R. H. Howell and T. B. Brown.

Colorado county-Friencle Simpson.

Colorado county—Friencle Simpson.
Cooke county—J. E. Hughes, J. T. Walker, A. P. Bray, J. C. Roberts, T. A. Stephens, S. W. Bellah, H. E. Eldridge, F. A. Blanton, P. H. Lannis, A. E. Dodson, O. A. Cogburn, W. E. Eads, J. C. Ford, P. N. Tucker, W. A. Williams, A. Ettleman, Lemuel Morris, H. B. Holman, W. B. Johnson, N. C. Sneider.
Callahan county—A. J. Little, T. S. Bell, B. R. Webb, A. G. Webb, F. M. Foy.
Colenan county—E. A. Lindsey, J. E. Randolph.
Compi county—A. Klingman, F. Hampe, Randolph Lawrence, I. D. Guinn.

I. D. Guinn.

Camp county-John W. Hooper, Pittsburg; Cas. Estes, Leesburg; C. G. Davis, Pittsburg.
Concho county—John Guion.
Coryell county—W. J. Cole, J. S. Clowner, C. G. Bennett, J. A.

Brickhouse.

Brickhouse.
Collin county—J. L. White, T. H. Emerson, Geo. Mounteastle, C. C. Perrin, R. T. Shelton, T. E. Shirloy, Jesse Coffee, P. B. Muse, Jack Jenkins, G. J. Davie, John C. White, John Reader, F. M. Rounds, John Church, T. B. Wilson, J. H. Jenkins, M. H. Byrne, S. H. Cole, W. T. Moore, J. B. Lucas.
Coryell county—R. A. Culp.
Cameron county—Beu Kowalsky, Jesse Denuett, Emillio C. Ferto, L. J. Hynes, A. C. Howell, B. O. Hicks, Martin B. Kingsbury, J. J. P. Franklin, James A. Brown, John Campbell, Howard L. Ross, A. C. Howill, John C. Scott, Robert B. Rentfro, J. P. Franklin, Ben O. Hicks.

O. Hicks.
Chambers county—L. G. Chambers, James Armstrong, G. E. Wilcox, Hugh Jackson, Wm. Chambers.
Delta county—M. C. Thompson, R. H. Capers, James M. Brown, R. B. Redfern, W. R. Patterson and J. B. Simpson.
Denton county—John Collins, A. J. Nance, John J. Gannau, E. F. Bates, A. C. Ousley, F. E. Piner, L. C. Zagoo, James Eads, C. J. Shahard, John Haynes, J. H. DeGan, J. C. Wright, W. L. Rictor, Ben Moss, John M. Copley, Jas. Sullivan, R. B. Harris, J. E. M. Whir on, T. M. Smith and H. S. Parvin.
DeWitt county—John W. Schwall, T. J. Brownson, O. L. Threl-

Whiron, T. M. Smith and H. S. Parvin.

DeWitt county—John W. Schmall. T. J. Brownson, O. L. Threlkeld, T. C. Eberhardt, Bruno Burrow, C. G. Hartman, Gustave Schleicher, Moritz Reidel, T. M. Dodd, Crockett Pridgen, Moses Oppenheimer, Otto Starker, O. L. Crouch and E. F. McDonald.

Duval county—James O. Luby, John J. Dix, J. W. Moses, M. C. Spann and T. C. Harrelly.

Dallas county—C. F. Tucker, O. H. Benners, T. J. A. Brown, D. A. Williams, Frank Field, J. P. Goodnight, R. S. Guy, R. Morgan, J. C. Rugel, R. H. West, Paul Furst, J. S. Strother, J. H. Stewart, G. H. Plowman, Edward Gray, T. J. McLeon, C. B. Wellborn, Jno. M. Meyers, George Robertson, R. E. Bumpus.

Edwards county—Junius Hillyer, A. J. Buck.

El Paso county—W. E. Kneeland, T. H. Conklin, C. T. Stanton, John P. Pryor, Wm. Hamilton, Geo. H. Vanghu, J. A. Cole.

Eastland county—F. H. Sutterbok, T. R. Hill, C. W. Connelle, W. L. Calhoun, L. E. Branin, J. E. Luce, T. H. Conner, Geo. W. Daken.

Erath county—L. E. Gillett, M. V. La Beaurne, T. B. King, J. H. Hayman, T. J. Belcher, S. T. Morris, A. B. McClure, J. L. Durham, B. M. Kiker, and McD. Reil.

Fort Bend county—J. C. Williams, W. C. Sims and T. E. Mitchell.

Fannin county-W. C. Holmes, W. W. Sanders, Samuel J. Gal-

Fannin county—W. C. Holmes, W. W. Sanders, Samuel J. Galbraith and W. J. Gass.

Frio county—W. P. Meriwether, Dan. T. Price and R. W. Hudson.

Falls county—Frank B. Chilton. S. B. Easley, M. H. Curry, R. J.

Hunnicutt, N. A. Patrick, T. B. White, J. M. Stuart, J. K. Knox,

Samuel Brown, W. A. Barchay, S. M. Dalton, J. R. Kilpatrick, J. V.

Wright, J. R. McDonald, Leonard Mayer, Ed. McCullough, Geo. A.

Hodges, J. T. Somerville, Matt Jones and W. J. Finks.

Freestone county—T. J. Storey, J. T. Steward, W. L. Edwards, P.

R. McSwame, C. E. Grayson, W. R. Anderson, H. P. Davis, L. L.

Peck, B. H. Gardiner, C. E. Grayson, P. R. McLevane.

Fayette county—W. R. Robson, C. E. Phelps, Henry Parma, C.

Amberg, A. Groos, William H. Thomas, Charles Fordtram, C. Luck,

A. Henderson, A. Nevestra, Charles W. Moore, G. G. Moore, A. D.

Paulus, W. Mategowsky, Charles Von Rosenberg, James Marberger, E. Hinkel, W. B. McClellan, A. C. Lenert, Thomas Ivy.
Grayson county—B. F. Barrett, G. W. Diamond, J. T. Cunningham, H. M. Patty, S. F. Fears, L. L. Maughs, A. H. Coffin, M. Leeper, Nat. Gunter, W. P. Dugan, J. M. Wilson, H. B. Lindsey, R. P. Jones, T. W. Randolph, A. B. Persons, J. T. Munson, H. Tone, H. O. Head, E. C. McLean, J. S. Pattie.
Gonzales county—W. S. Fly, T. H. Spooner, W. J. Bright, T. H. Harwood.

Harwood.

Harwood.

Goliad county—James A. Burke.

Grimes county—C. C. Rollo, W. J. Callaway, Courtuey; Geo. E.

White, White Hall; P. C. McKee, Bedias; Geo. D. Neal, Jas. M.

Shaw, Navasota; Chas. L. Ketter, Alex. F. Brigance, W. W. Miacham, Anderson; D. C. Zuber, Iola; W. C. Bookman, Prairie

Plains; J. H. Wilson, Navasota; Sam Blake, Plantersville.

Gregg county—Joseph R. Clemmons, J. M. Cornes.

Gillespic county—Julius Schuchard, C. C. Callan.

Guadalune county—State Holmes, A. M. Erskin.

Guadalupe county-Stoke Holmes, A. M. Erskin.

Henderson county—M. H. Gossett, B. F. McCuistion, C. M. Morgan, R. J. Ridgell, S. M. Bradford, Geo. B. Thompson, Athens; W. J. Greer, W. C. Mason, Goshen; B. C. Franklin, Brownsboro; J. B. Murphy, Murchison; R. W. Wiley, Chandler; H. C. Turner, H. C. Tindel, Fincastle; John H. Reynolds, Robert H. Hodge, New York; W. J. Evans, John W. Ballow, Malakoff; J. A. Bine, John R. Tyson, Tolosa, Kaufman county.

son, Tolosa, Kaufman county.

Hood county—J. R. Morris, W. A. Duke, B. M. Estes, J. M. Chadwick, T. T. Ewell, Jno. P. Estes, J. A. Clark, J. H. Stribling. Hunt county—E. B. Lewis, W. S. Ward, S. R. Ette: R. R. Neyland, Jno. O. Wilkinson, A. S. Marshall, J. H. Jernigan, Sam. Davis, Wm. McBride, Tom. G. Smith, W. C. Kallandingham, W. H. Key, P. B. Coryine, J. G. Mithvin, D. A. Edwards, H. H. Wood, Arthur D. Jackson, Wesley C, Walker, W. R. Lane, J. T. Roberts, Hopkins county—W. B. James, A. H. Henderson, J. S. Moore, R. S. Blythe, Gus Garrison, F. M. Rogers, W. D. Byrd, C. B. Williams, R. L. Askew, G. M. Christian, W. A. Green, T. A. St. Clair, J. P. Gist, Will T. Holderness, M. H. Parnell, H. C. Barker, B. T. Stephens and J. D. Brashear.

Stephens and J. D. Brashear.

Hays county—E. A. Vaughn, L. D. Carrington, Wm. Keith, J.

H. Julian, Sterling Fisher, W. M. Wyatt and Julius Schmitt,

Du Pree.

Hill county—D. J. Sawyer, J. E. Walker, Jno. H. Rice, W. M. Vaughn, J. T. Wade, Orlando Holland, E. O. Call, A. J. Jordan, T. B. Love, R. A. Tanner, John P. Thompson and Thos. Williams, Harrison county—Early J. Moses, C. H. McGill, J. M. Curtis, Geo. M. Israel, J. G. McCown, B. W. Long, Geo. O. Caven, Marshall; R. R. Wright, S. F. Perry, Jonesville; T. S. Buchanan, John Potts, Hallville; and C. R. Blalock, Woodlawn.

Houston county—B. F. Duran, J. E. Downes, H. B. Bruner, R. H. Hutchings, W. J. Chaffin, R. E. Curry, Z. B. Johns, John Murchison and W. A. Champion.

Hardin county—P. A. Work, D. S. Lindsay, O. H. Butler, and

Hardin county—P. A. Work, D. S. Lindsay, O. H. Butler and A. B. Hooks.

Jackson county—Henry T. Chimes.

Johnson county—B. W. Bryan, J. H. House, F. B. Baillio, J. R. Ransone, W. L. Williams, D. N. Shropshire, W. M. Scurlock, G. H. Maxey, J. R. McKenzie; J. A. Baugh, J. M. Campbell, P. C. Hudson, Alvarado; G. Y. Kouns, Cleburne.

Jack county—W. L. Garvin, C. E. Rentz, Geo. Kuykendall, Willis Stewart, J. W. Stark, E. W. Nicnolson, Jas. R. Robinson and Wm.

Jefferson county—A. S. John, Mark Wriss, William M. Campbell, John P. Groome, William M. Campbell, W. L. Douglass, T. J. Russell, R. H. Leonard, J. F. Lanier, G. W. O'Brien, P. C. McReynolds.

Jasper county—K. B. Seale, O. R. Sholus, J. W. Sanders, J. B. Howell, L. Norvell, John Keaghey.

Jones county—J. K. Little.

Kerr county—William D. Brown, Frank A. Douglas, G. R. Parsons, Kerrville; W. D. Dorus, Centre Point; Ed. Smith, Comfort, Kendall county; R. H. Burney, jr., Kerrville; J. B. Johnson, Floral Banders county.

Floral, Bandera county.

Kimble county—W. A. Williamson.

Kinney county—C. M. Harrison, C. C. Clamp, W. W. Lambert, A. F. Dignowity, John Perry.

F. Dignowity, John Ferry.

Kendall county—Theodore Heidenfeld, F. W. Schweppe.

Kaufman county—T. L. Stansfield, V. W. Grubbs, R. A. Hindman, W. H. Barnes, J. M. Reagan, T. J. Broughton, J. R. Dougherty, H. L. Kyser, T. H. Dailey, W. T. Trotman, L. H. Bryant, W. M. Lindsey, Robert Michie, S. Field, Michael Ware, N. B. Williams, Shelton F. Leake, J. D. Cunningham, J. O. Terrell, A. O.

Lamar county—B. J. Baldwin, S. C. Ratliff.
Lee county—E. C. Harrell, W. M. Burnes, R. H. Flanakin, F. S. Wade, V. B. Shearer, A. G. McClellan, August Micrtzchon.

Limestone county—W. H. Adams, J. N. Roark, H. L. Hall, W. E. Doyle, F. J. Gibson, A. C. Prendergast, J. P. Boyd, T. J. Bridges A. J. Burleson, John A. Shriver, A. A. Joyne, N. L. Waller, J. A. Wright, Prairie Grove; W. D. Donaldson, Heads Prairie; T. B. Whor ton, Mount Calm; R. H. Reeves, Personville.

La Salle county—J. W. Baylor.

Liberty county—J. M. Cavanaugh, Alfred Isaacs, C. F. Stevens L. C. Chambers, J. W. Davis, J. D. Lum, T. B. Smith, J. G. Minter and Geo. Ricks.

and Geo. Ricks.

and Geo. Ricks.

Lampasas county—A. G. Walker, W. B. Abney, Chas. L. Lander dale, Henry Exall and M. Roach.

Llano county—J. W. Davis, E. H. Wilks, A. J. Johnson, John S. Atchinson, H. J. Reynolds and S. H. Oatman.

Leon county—H. M. Cook, C. M. Thomasson, H. P. Morrow, W. R. Ellis, A. D. Boggs, J. D. Stell, P. L. Anders, B. F. Leoney, B. D. Dashiell, S. G. Ward, Horatio Durst and A. G. Weaver.

Matagorda county—John L. Croom, jr., W. G. Braman, J. S. G. Rainey, Geo. S. Hamilton, Geo. W. Wallace, D. L. Wells, J. W. Brown, Wm. T. McNeel.

Mayerick county—Henry N. Walton.

Maverick county—Henry N. Walton. Medina county—Chas. Scheidemantel, G. W. Brown, Leslic Thomson.

Mason county-H. M. Holmes, Jno. 10. Meusebach, Calvin Thax

Marion county—John C. Harrison, John M. Har, er, W. H. War ren, John Penman, Geo. R. Beard, J. S. D. Weatherall, W. E. Estes W. H. Warren, W. A. Walker, J. A. Rowell, P. T. Norwood, J. H.

Milam county—E. G. Terrell, B. T. Middleton, Leonard Isaacs Wm. C. McGregor, J. H. Sparkman, E. L. Antony, W. Heil y, B. 1 Arnold, A. S. Russell, W. D. Hill, James Peeler, J. C. Rogers, H. N Roberts, W. H. Askew.

Menard county—Samuel Wallick. Morris county—J. A. Hamant.

Mitchell county--Miley Hazzard, Ivey H. Burney, Robert A. Jef fries, P. M. Thurmond, Ashley S. James, I. W. Hill and R. J. Fer

Montgomery county—B. H. Powell, O. W. Arnold, J. R. Hill, W J. Smith, C. W. Phillips, B. M. Campbell and John E. McComb. McMullen county—W. A. Hill.

McLennan county—
Madison county—J. F. Randolph, J. C. Bolling, John Vernon, V.
A. Hendrix and John Sterett

Madison county—J. F. Randolph, J. C. Bolling, John Vernon, V. A. Hendrix and John Sterett McCulloch county—M. Clements, Walter Anderson, J. E. Williamson. Newton county—E. A. Cheatham, Jno. T. Sutton, Thos. Good. Navarro county—J. M. Blanding, John H. Rice, Sam. R. Frost, W. R. Bright, H. A. Halbert, James L. Autry, R. A. Green, T. J. Scarborough, A. S. Henry, S. B. Hartzell, W. J. McKee, W. J. Gibbs, W. H. Purseley, L. B. Haynic, D. B. Smith, W. Ellison, M. Fonty, Geo. E. Sherrard, R. H. Matthews, sr., R. E. Prince.
Nacogdoches county—Jas. H. Thomas, B. W. Pye, T. R. Jennings, J. V. Birdwell, O. P. Feares, A. B. Patton, L. T. Barrett, F. B. Brewer, T. J. Swift, Jno. P. Davidson.
Nolan county—Jas. Manning, J. B. Scarborough, W. H. Cowan. Nueces county—P. Smythe, G. R. Scott, Stanley Welch. Chas. L. Lege, E. A. McCampbell, Reuben Holbein, H. A. Gilpin, T. P. Rivera, Peyton Smith, G. R. Scott.

Orange county—J. T. Hart, Walter Wingate and John T. Stark. Parker county—H. S. Moran, P. F. Branan, A. McCall, Henry P. DuBillett, T. F. Ovinnire, J. M. Richards, E. Taylor, J. P. McKinney, J. E. B. Stewart, W. D. Fielding, W. C. Thompson, A. B. Kindle and J. B. Price.
Panola county—T. A. Lawrence, I. W. Carriker, F. T. Allison,

Aindle and J. B. Price.
Panola county—T. A. Lawrence, I. W. Carriker, F. T. Allison,
T. A. Cadenhead and W. M. Donaldson.
Polk county—W. H. Maury, S. B. Lackoberry, B. W. Maury,
Tom Moore, J. C. Feagan, J. R. Oats, D. P. Saunders, W. D. Hood,
T. P. Dunnam, C. H. Davison and J. no. W. Leggett.
Presidio county—A. E. Shepard.
Palo Pinto county—J. C. Haynes, M. L. Garrett, C. W. Massie, G.
M. Savage, J. F. Daniel, J. L. Cunningham, J. E. Laverty and J. S.
Straughan.

Straughan.

Robertson county-F. H. Bailey, W. T. Grant, Philip Reichert, W. A. Rumple, C. Carter, A. J. Thomas, Wyndam Kemp, Harrison-Owen, T. J. Simmens, W. P. Brown, W. H. Wilson, W. S. Bryant,

Owen, T. J. Simmens, W. P. Brown, W. H. Wilson, W. S. Bryant, Knox A. McConnel.

Red River county—J. H. Brittan.

Rockwall county—W. B. Wade, C. H. White, A. R. Hartman, B. F. Chisholm, R. J. Laurey, W. J. McDougal, James R. Cravens.

Runnels county—C. H. Earnest, C. H. Wellingham, G. W. Perry man, H. A. Thompson.

Rusk county—D. M. Dearson, J. P. Ross, W. P. Devercoux, Dal'as Forman, G. H. Gould, L. D. Stephens, M. W. Pearson, T. H. Still, J. G. Garrison, J. B. Hollingsworth, J. T. Madox, T. A. Whetstone, H. Carter, G. R. Lacy, J. H. Wood.

Shelby county—T. C. Davis, G. W. Rodgers, J. M. Hairgrave, Geo. Haden, Wm. Beck, W. E. Ellington, W. R. Field, Dan Britton and James P. Peyne.

Smith county—M. Scott, R. B. Hubbard, H. H. Moore, John H. Bonner, M. H. Bonner, John Bonner, R. K. Bradshaw, Marcellus Scott, Donner Lorance and Phillip Horton.

Starr county—T. W. Kennedy, Rio Grande City; Geo. Lawe, Benne.

Roma.

San Jacinto county—A. A. Aden, Geo. M. Woods, C. P. Allen, J. V. Lea, A. R. Chapman, G. T. Turnley, F. J. Cooper, T. H. Snow and D. L. Jagers

Stephens county-John V. Veal and W. P. Sebastian. Shackelford county-A. A. Clarke, Geo. Wilhelm and C. H. Phil

brick

San Saba county-J. Frazer Brown, S. W. Yoe, W. M. Alison and Aleston Duggan.

Aleston Duggan.

Somervell county—W. H. Parker.

San Patricio county—T. H. O'Callahan.

Tarrant county—J. T. Morchead, H. E. Valentine, E. Booth,
R. F. Moore, W. H. Moore, B. F. Latimer, J. S. Morris, A. S. Hayter,
G. W. Joplin, G. W. Finger, Z. Citte, C. M. Crane, C. C. Cummings,
T. J. P. Morten, G. W. Alexander, G. Nance, W. H. Aldridge, Geo.

Mulkey, Hide Jennings, C. W. Lanborn.

Taylor county—Frank M. Kelsey, L. C. Wise, J. S. Porter, P. G.

Peters, Geo. W. Jalonick, D. B. Corley, Wesley Smith, S. P. Hardwicke, M. C. Lambeth, John Bowyer.

Tyler county—Aaron George, John H. Mays, H. W. Collins, J. G.

Collier, S. H. Burch, N. B. Benby, S. P. West.

Tom Green county—Cassius Carter, Milton Mays, J. B. Williamson, Thos. F. Neil, W. H. Lessing.

Travis county—W. Von Rosenberg, James V. Bergan, John B.

Travis county—W. Von Rosenberg, James V. Bergan, John B. Costa, F. G. Morris, N. S. Walton, H. E. Shelley, John K. Donnan, Wilson Gregg, James D. Sheeks, F. Everett, Irving Eggleston, P. De Cordova and E. W. Shands.

Trinity county-W. Freeman, E. B. Bond, Thornton Walker, J. N Ramsey, J. D. Bordin, D. H. Hamilton, A. J. Frick and J. P. Steph-

Upton county—R. A. Monerief, Gilmer. Uvalde county—Geo. W. Powell.

Van Zandt county—W. B. Wynn, J. G. Kerby, J. C. Wright, S. B. Kilgore, W. L. Baynes, G. D. Statton, R. M. Liveley, John A. Bailey, J. W. Clowers, G. R. Goddard, Palace Hill; S. W. Murphy, Edom; T. R. Tantis, Canton; G. M. Phipps, Stone Point; J. N. Fields, Prairieville, Kaufman county.

Victoria county—C. Le Sage, Frank Pridham, Wm. Schmidt, J. E. Carpenter and C. L. Thurmond.

Wilson county-J. W. Dickey, A. J. Williams and John L. M.

Caleb.

Calch.
Wise county—L. P. Lowry, John Brown, J. M. O'Neill, W. H. Bullock, A. E. Devereux, J. W. Greenfield, L. C. Sparkman J. W. Hale, L. J. Randadt, B. F. Banks, W. F. Burton, S. E. Hatchett, G. M. McSpaden, R. A. Dorsey, L. Tyler, H. F. Hawkins, S. H. Hodges, G. W. Trenchard, W. D. Gose, T. J. Wyatt.
Walter county—H. P. Downman, A. C. Tompkins, R. A. Gladish, B. F. Elliott, W. F. Andress, A. J. Harvey, T. S. Reese.
Wyshington county—D. R. Ponce, A. Loffries, W. H. Vinson,

Washington county--D. R. Ponce, A. Jeffries, W. H. Vinson, Lewis R. Bryan, C. B. Randle, Henry Muller, Geo. B. Roberson, Thomas B. Botts, W. C. Broesche, Rudolph Krug, C. L. Spencer, R. S. Tarver, O. H. P. Garrett, sr., W. H. Vinson, T. J. Newman, Joseph Mikeska.

Wharton county—B. D. King, W. J. Croom, Mentor Worthington, M. Gollaher, Chas. Boyd, W. T. Hall.

Webb county—S. T. Foster, Juan V. Benerader, Lewis Ortis, David Sanchez, Jose M. Rodriquez, C. A. McLane, R. S. Randall, Charles F. Whiting, J. O. Nicholson, J. P. C. Whitchead, A. Wishart, Martin M. Reynolds, E. F. Hall, G. B. Broadwater, J. L. Bartlef. Bartliff

Zapata county—James Downing.

Senator Matlock moved that the Senate go into executive session to-morrow, to consider the appointments of the

Governor sent in to day, just after the morning call.

Senator Terrell moved to amend by substituting in lieu of "after the morning call" "to morrow evening.

Adopted as amended.

Senator Kleberg offered the following amendment to the pending bill, Senate bill No. 280.

Add to section 6 the following amendment: "Any agent or employee of such telegraph company who shall willfully violate the provisions of this act, shall be guilty of a mis-

demeanor, and upon conviction shall be fined in any sum not less than ten nor more than five hundred dollars.'

Adopted.

Senator Pope offered the following amendment:

Amend, in line 2, section 5, by striking out the word "its," and inserting the words "either the" before "owner," and inserting between the words "owner" and "or" the words "or the person to whose care the same is directed."

Adopted.

Also, the following amendment:

Amend by adding to section 8: "Telegraph companies shall not charge any additional amount for the transmission of full rate messages, because of the nocessity of repeating the same, but the receipt of all full rate messages for transmission, shall bedcemed a guaranty upon the part of suid companies that all such messages will be correctly transmitted to their destination."

Adopted.

Also, the following:

Amend by adding to section 5, "Provided, that when-ever any telegraph company shall receive a message for transmission over its line, it shall be deemed an agreement upon its part to forthwith transmit the same; and if said telegraph company shall have any good cause to assign why the same will not be transmitted at once, it shall be stated at the time to the sender of said message."

Adopted.

Senator Perry offered to amend as follows:

Amend section 2 by striking out all between the word "provided," in the eighth line, and the words "provided further," in the tenth line.

Adopted.

Senator Farrar offered to amend as follows:

Amend the bill by striking out section 3.

Senator Chesley offered the following amendment:

Add to section 3, "Provided, where a message directs answer at the expense of the original sender, then this rule as to collection shall not apply."

Senator Matlock offered the following amendment:

Amend by making section 4 read section 3, section 5 read section 4, section 6 read section 5, section 7 read section 6, and section 8 read section 7.

Lost.

Senator Gibbs offered the following amendment:

Amend section 6 by adding "any telegraph company may send, receive, or deliver a message on Sunday without its employees being subject to punishment for a violation of the Sabbath."

Adopted.

Senator Fowler offered the following amendment:

Amend by adding to section 6, the following: "And the liability of the telegraph companies under this act shall not be released, or in any wise affected by anything contained in the printed forms used by the telegraph companies upon which messages are written, nor by any agreement or stipulation made by the sender before the message is sent.

Senator Harris offered the following amendment to the amendment:

Strike out of the amendment the words "nor by any agreement or stipulation made by the sender before the message is sent."

Accepted by Senator Fowler, and the amendment of Senator Fowler, as amended, adopted.

Senator Kleberg offered the following amendment:

Amend by adding section 8:

Section 8. That whereas, much dissatisfaction exists by reason of

unjust discriminations and unlawful charges alleged to be constantly made by the telegraph companies of this State, and no law exists to correct these evils; therefore an emergency exists, and an imperative public necessity demands the suspension of the constitu-tional rule requiring bills to be read on three several days, therefore said rule is suspended, and this law shall take effect and be in force from and after its passage, and it is so enacted.

Senator Davis offered the following amendment to the amendment:

Amend by adding:

"And to amend the Penal Code and the Sunday laws." Ruled out of order.

Senator Chesley offered the following amendment to the pending amendment:

Amend by adding an additional section as follows:

Owing to the near approach of the close of the session, and the impracticability of this bill being reached in its regular order for further action; therefore an imperative public necessity exists for the suspension of the constitutional rule requiring bills to be read on three several days, and it is so

Adopted by the following vote:

YEAS—14.

| Buchanan, | Gibbs, | Perry, |
|--------------|--------------------|-----------|
| Chesley, | Harris, | Pope, |
| Collins, | Houston, | Randolph, |
| Evans, | Kleberg, | Shannon. |
| Fowler, | Patton, | |
| • | NAYS-13. | |
| Cooper, | Gooch, | Peacock, |
| Davis, | Johnson of Collin, | Pfeuiler, |
| Farrar, | Martin. | Terrell, |
| Fleming, | Matlock, | Traylor. |
| Getzendaner, | , | |
| | | |

Senator Kleberg's amendment, as amended, was adopted by the following vote:

YEAS-15.

| эисимпиан, | rowier, | ration. |
|------------|----------|-----------|
| Chesley, | Gibbs, | Perry, |
| Collins, | Harris, | Pope. |
| Cooper, | Houston, | Randolph, |
| Evans, | Kleberg, | Shannon. |
| | NAYS-12. | |
| Davis, | Gooch, | Peacock, |
| | | |

Pfeuffer, Farrar. Johnson of Collin, Martin, Terrell. Getzendaner, Matlock, Traylor.

Senator Chesley moved to reconsider the vote by which Senator Perry's amendment was adopted.

Lost by the following vote.

YEAS-12.

| Chesley, | | Farrar, | Patton, |
|----------|---|--------------------|-----------|
| Cooper, | | Getzendaner, | Randolph, |
| Davis, | | Harris, | Terrell, |
| Evans, | • | Martin, | Traylor. |
| | | NAYS—15. | |
| Fleming, | • | Johnson of Collin. | Perry, |
| Fowler, | | Kleberg, | Pfeuffer. |
| Gibbs, | | Matlock | Pope, |
| Gooch, | | Peacock. | Shannon. |
| Houston | | • | |

Bill ordered engrossed by the following vote:

VEAS-16

| | ILMO IV. | |
|-----------|----------|-----------|
| Buchanan, | Fowler, | Perry. |
| Chesley, | Gibbs, | Pfeniler, |
| Cooper, | Harris, | Pope, |
| Evans, | Kleberg, | Randolph |
| Farrar, | Patton, | Shannon. |
| Fleming, | , | |

| | VV 19-11' | |
|--------------|--------------------|--------------|
| Collins, | Houston, | Peacock. |
| Davis, | Johnson of Collin. | Terrell. |
| Getzendaner, | Martin, | Traylor. |
| Gooch, | Matlock. | 2.11.5 1.11. |

Senator Cooper introduced a bill entitled "An act to provide for the location and patenting of certain land certificates, issued under authority of an act, approved April 9, 1881, entitled an act granting to persons who have been permanently disabled by reason of wounds received while in the service of this State, or of the Confederate States, a land certificate for twelve hundred and eighty acres of land,' and also under authority of an act, approved March 15, 1881, entitled 'an act granting a land certificate of twelve hundred and eighty acres to each of the surviving soldiers of the Texas revolution, and the surviving signers of the Declaration of Texas Independence, and to the surviving widows of such soldiers and signers, and to the widows of those who fell at the Dawson massacre,' and to repeal an act, approved April 26, 1879, entitled 'an act granting a land certificate of six hundred and forty acres to each of the indigent veterans who was engaged in the struggle for Texas independence prior to and at the battle of San Jacinto, enrolled under the act approved July 28, 1876.

Referred to Committee on Public Lands.

Senate joint resolution No. 2, to amend sections 3, 4 and 6, of article 7, of the Constitution of the State of Texas, was taken up and read the third time.

Senator Martin, chairman of the Committe on Engrossed Bills, with the consent of the Senate, withdrew said resolution, engrossed as one resolution, and substituted the same, with the amendment to each section engrossed as a separate resolution, and with them submitted the following report:

COMMITTEE ROOM. Austin, March 1, 1883.

Hon, Marion Martin, President of the Senate:

Your Committee on Engrossed Bills have carefully examined and compared substitute Senate joint resolution No. —, to amend section 3, of article 7, of the Constitution of the State of Texas.

Also, substitute Senate joint resolution No. -, to amend section

4, article 7, of the Constitution.

Also, substitute Senate joint resolution No. —, to amend section 6, article 7, of the Constitution of the State of Texas,

And find the same correctly engrossed.

MARTIN, Chairman. The Senate joint resolution amending section 2, just re-

ported, was read. Senator Matlock moved to lay the resolution on the table subject to call.

Senator Gibbs moved to amend the pending motion by making it the special order for to-morrow morning after the morning call.

On motion of Senator Gibbs, the Senate adjourned until to-morrow morning at 10 o'clock.

FORTY-FOURTH DAY.

SENATE CHAMBER, Austin, Texas, March 2, 1883.

Senate met pursuant to adjournment. The President protem, in the chair,

Roll called. Quorum present.

Prayer by the Chaplain.

On motion of Senator Gibbs, the reading of the journal of yesterday was dispensed with, and the same adopted.

Senator Jones presented a petition of citizens of Walker county, praying the Legislature to ratify the lease of the penitentiary.

Referred to Committee on Penitentiaries.

Senator Davis, chairman of the Committee on Education, submitted the following report.

COMMITTEE ROOM, Austin, March 2, 1883.

Hon, Marion Martin, President of the Senate:

Your Committee on Education, to whom was referred Senate bill